

DOCKET NO. AZ-0017-USANP  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Frank Jao et al.

Serial No.: 10/628,970 Art Unit: 1615

Filed : July 28, 2003 Examiner: Hawes, Pili Asabi

For : FORMULATIONS AND DOSAGE FORMS FOR CONTROLLED DELIVERY OF TOPIRAMATE

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 24, 2006 finally rejecting Claims 31,33-37 and 48-63 of the above-identified application.

The item(s) checked below are appropriate:

1.  An extension of time to respond to the final rejection was granted on \_\_\_\_\_ for month(s).
2.  A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3.  A timely response to the final rejection has been filed.
4.  Fee \$500.00: for filing of Notice of Appeal  
 Not required (fee paid in prior appeal)  
 Charge to Deposit Account No. 10-0750/AZ0017-USANP/MAA. Two additional copies of this Notice are enclosed herewith.  
 The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/AZ0017-USANP/MAA.

Respectfully submitted,

/Mary A. Appollina/

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Date: October 24, 2006